

1 State of Arkansas  
2 87th General Assembly  
3 Fiscal Session, 2010

# A Bill

SENATE BILL 98

4  
5 By: Joint Budget Committee  
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7

## For An Act To Be Entitled

8  
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF  
11 STATE FOR VARIOUS PROJECTS; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15  
16 AN ACT FOR THE SECRETARY OF STATE -  
17 VARIOUS PROJECTS REAPPROPRIATION.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT FUND. There is hereby  
23 appropriated, to the Secretary of State, to be payable from the General  
24 Improvement Fund or its successor fund or fund accounts, for the Secretary of  
25 State, the following:

26 (A) Effective July 1, 2010, the balance of the appropriation provided in  
27 Item (A) of Section 1 of Act 142 of 2009, for State Match for maintenance,  
28 operating expenses and associated costs for the Help America Vote Act (HAVA),  
29 in a sum not to exceed .....\$654,086.  
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31 (B) Effective July 1, 2010, the balance of the appropriation provided in  
32 Item (B) of Section 1 of Act 142 of 2009, for construction of Phase II of the  
33 Arkansas Fallen Firefighters' Memorial on the State Capitol grounds, in a sum  
34 not to exceed .....\$4,948.  
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36 (C) Effective July 1, 2010, the balance of the appropriation provided in



1 Item (A) of Section 1 of Act 263 of 2009, for replacement of damaged  
2 sidewalks, addition of lighting to unlit or dark areas, an upgrade of the  
3 irrigation system, and landscaping and plantings for the North Entry  
4 Promenade I and II of the State Capitol grounds, in a sum not to exceed  
5 .....\$471,781.

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7 (D) Effective July 1, 2010, the balance of the appropriation provided in  
8 Item (B) of Section 1 of Act 263 of 2009, for continued cleaning, re-pointing  
9 and sealing of the remaining surfaces of the State Capitol Building for the  
10 purpose of halting further deterioration of the exterior stone surface, in a  
11 sum not to exceed .....\$4,470,929.

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13 (E) Effective July 1, 2010, the balance of the appropriation provided in  
14 Item (C) of Section 1 of Act 263 of 2009, for an upgrade of the existing  
15 Electrical Distribution system, in a sum not to exceed .....\$366,766.

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17 (F) Effective July 1, 2010, the balance of the appropriation provided in  
18 Item (D) of Section 1 of Act 263 of 2009, for an equipment upgrade of the  
19 existing fire alarm system for the State Capitol Building, in a sum not to  
20 exceed .....\$168,214.

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22 (G) Effective July 1, 2010, the balance of the appropriation provided in  
23 Section 1 of Act 1001 of 2009, for construction, site preparation and  
24 maintenance of the Arkansas Fallen Firefighters Memorial on the State Capitol  
25 Grounds, in a sum not to exceed .....\$150,000.

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27 SECTION 2. REAPPROPRIATION - NATURAL AND CULTURAL RESOURCES COUNCIL -

28 STATE OWNED LANDS OR HISTORIC SITES. There is hereby appropriated, to the  
29 Secretary of State, to be payable from the Arkansas Natural and Cultural  
30 Resources Grant and Trust Fund, for the Secretary of State, the following:

31 (A) Effective July 1, 2010, the balance of the appropriation provided in  
32 Section 30 of Act 1228 of 2009, for grants for the acquisition, management,  
33 stewardship or preservation of state owned lands, historic sites, buildings,  
34 structures or objects, in a sum not to exceed .....\$547,177.

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1 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
2 obligations otherwise incurred in relation to the project or projects  
3 described herein in excess of the State Treasury funds actually available  
4 therefor as provided by law. Provided, however, that institutions and  
5 agencies listed herein shall have the authority to accept and use grants and  
6 donations including Federal funds, and to use its unobligated cash income or  
7 funds, or both available to it, for the purpose of supplementing the State  
8 Treasury funds for financing the entire costs of the project or projects  
9 enumerated herein. Provided further, that the appropriations and funds  
10 otherwise provided by the General Assembly for Maintenance and General  
11 Operations of the agency or institutions receiving appropriation herein shall  
12 not be used for any of the purposes as appropriated in this act.

13 (B) The restrictions of any applicable provisions of the State Purchasing  
14 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
15 Stabilization Law and any other applicable fiscal control laws of this State  
16 and regulations promulgated by the Department of Finance and Administration,  
17 as authorized by law, shall be strictly complied with in disbursement of any  
18 funds provided by this act unless specifically provided otherwise by law.  
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20 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
21 that any funds disbursed under the authority of the appropriations contained  
22 in this act shall be in compliance with the stated reasons for which this act  
23 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
24 and Legislative Recommendations contained in the budget manuals prepared by  
25 the Department of Finance and Administration, letters, or summarized oral  
26 testimony in the official minutes of the Arkansas Legislative Council or  
27 Joint Budget Committee which relate to its passage and adoption.  
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29 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
30 Assembly, that the Constitution of the State of Arkansas prohibits the  
31 appropriation of funds for more than a one (1) year period; that the  
32 effectiveness of this Act on July 1, 2010 is essential to the operation of  
33 the agency for which the appropriations in this Act are provided, and that in  
34 the event of an extension of the legislative session, the delay in the  
35 effective date of this Act beyond July 1, 2010 could work irreparable harm  
36 upon the proper administration and provision of essential governmental

1 programs. Therefore, an emergency is hereby declared to exist and this Act  
2 being necessary for the immediate preservation of the public peace, health  
3 and safety shall be in full force and effect from and after July 1, 2010.

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